IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Patrick Miles et al Art Unit: 3732

Serial No.: 10/759,811 Examiner: Yogesh P. Patel

Filing Date: January 16, 2004

Title: Surgical Access System and Surgical Access System and

Certificate of Transmission: I hereby certify that this paper or fee is being transmitted to the United States Patent and Trademark Office, via EFS-Web, on <u>September 24, 2009</u>.

Signature: /Rory Schermerhorn/ Name: Rory Schermerhorn

Responsive Amendment

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Final Office Action mailed on March 24, 2009, in the above-captioned application, having a three-month shortened statutory period for response which expired June 24, 2009, please amend the application as follows.